

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
at CHATTANOOGA

| | | |
|---------------------------------|---|-------------------------------|
| JAMES E. CARTER, |) | |
| |) | |
| Plaintiff, |) | |
| v. |) | No. 1:05-CV-72 |
| |) | |
| JO ANNE B. BARNHART, |) | Chief Judge Curtis L. Collier |
| Commissioner of Social Security |) | |
| |) | |
| Defendant. |) | |

JUDGMENT ORDER

United States Magistrate Judge William Carter filed his report and recommendation in this case pursuant to 28 U.S.C. § 636(b)(1) and Fed. R. Civ. P. 72(b) (Court File No. 20). Neither party filed objections within the given ten days.

After reviewing the record, the Court agrees with the magistrate judge's report and recommendation. The Court thus **ACCEPTS** and **ADOPTS** the magistrate judge's findings of fact, conclusions of law, and recommendations pursuant to § 636(b)(1) and Rule 72(b).

Accordingly, the Court **ORDERS**:

- (1) Plaintiff's motion for judgment on the pleadings (Court File No. 16) is **DENIED**.
- (2) Defendant's motion for summary judgment (Court File No. 18) is **GRANTED**.

SO ORDERED.

ENTER:

/s/
CURTIS L. COLLIER
CHIEF UNITED STATES DISTRICT JUDGE